

12-26-01  
Express Mail Label No. EV 823707 US

Box 589/A

UTILITY  
PATENT APPLICATION  
TRANSMITTAL

Attorney Docket No. EXT-073C1

First Named Inventor Boles et al.

Title Detection of Non-Viral Organisms With SRP RNA

(Only for new nonprovisional applications under 37 CFR 1.53(b))

## APPLICATION ELEMENTS

ADDRESS TO: Box Patent Application  
Commissioner for Patents  
Washington, D.C. 20231

1. ☒ Fee Transmittal Form
2. ☒ Small Entity Status  
☒ Applicant claims small entity status  
☐ Status established in prior application and is still proper and desired
3. ☒ Specification and Drawings [Total Pages 44]  
- Written Description - (29 pages)  
- Claims - (7 pages)  
- Abstract - (1 page)  
- Sheets of Drawings - (7 sheets)  
☒ Formal  
☐ Informal
4. ☒ Oath or Declaration [Total Pages 2]  
a. ☐ Newly executed (original)  
b. ☒ Copy from a prior application (37 CFR 1.63(d))  
(for continuation/divisional with Box 17 completed)  
[Note Box 5 below]
5. ☒ Incorporation by Reference (usable if Box 4b is checked)  
The entire Disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.
6. ☒ Application Data Sheet
7. ☒ Nucleotide and/or Amino Acid Sequence Submission
- ☒ Computer Readable Form (CRF)  
☒ Paper Copy (identical to computer copy)  
☐ CD (2 copies) (identical to computer copy)  
☒ Statement verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

8. ☐ 37 CFR 3.73(b) Statement (when there is an assignee)  
☐ Power of Attorney
9. ☐ English Translation Document (if applicable)
10. ☒ Information Disclosure Statement (IDS)/PTO-1449  
☐ Copies of IDS Citations
11. ☒ Preliminary Amendment  
☐ Drawings [Total Sheets ]
12. ☒ Return Receipt Postcard (specifically itemized)
13. ☐ Certified Copy of Priority Document(s) (if foreign priority claimed)
14. ☐ Nonpublication Request Under 35 U.S.C. 122(b)
15. ☐ CD in duplicate for large table or computer program
16. ☒ Other:  
• Copy of Petition and fee for Extension of Time in prior application.  
• Transmittal of Formal Drawings

17. ☒ If a CONTINUING APPLICATION: Amend the specification by inserting on page 1, before the first line, the sentence: --  
This is a ☒ continuation ☐ divisional ☐ continuation-in-part of prior application Serial No. 09/336,609, filed on June 18, 1999, the entire disclosure of which is incorporated by reference herein.--  
Priority to the above application(s) is claimed under 35 U.S.C. 120.  
Prior application information: Examiner: J. Einsmann Group/Art Unit: 1655.

18. ☐ Priority - 35 U.S.C. 119  
☐ Priority of application Serial No. \_\_\_\_\_ filed on \_\_\_\_\_ in \_\_\_\_\_ is claimed under 35 U.S.C. 119.  
☐ The certified copy has been filed in prior U.S. application Serial No. \_\_\_\_\_/\_\_\_\_\_ on \_\_\_\_\_.  
☐ The certified copy will follow.

## CORRESPONDENCE ADDRESS

Direct all correspondence to: Patent Administrator  
Testa, Hurwitz & Thibault, LLP  
High Street Tower  
125 High Street  
Boston, MA 02110  
Tel. No.: (617) 248-7000  
Fax No.: (617) 248-7100  
Customer No. 021323

## SIGNATURE BLOCK

Date: December 19, 2001  
Reg. No. 43,526  
Tel. No.: (617) 248-7476  
Fax No.: (617) 248-7100

Respectfully submitted,

Jennifer A. Camacho  
Attorney for Applicant(s)  
Testa, Hurwitz & Thibault, LLP  
High Street Tower  
125 High Street  
Boston, MA 02110

# FEE TRANSMITTAL FY 2002

Complete Known

Application Serial Number	Continuation of 09/336,609
Filing Date	Herewith (December 19, 2001)
First Named Inventor	Boles et al.
Group Art Unit	Not yet assigned
Examiner Name	Not yet assigned
Attorney Docket No.	EXT-073C1

## METHOD OF PAYMENT

1. ☒ Payment Enclosed:  
☒ Check ☐ Money Order ☐ Other
2. ☒ The Commissioner is hereby authorized to credit or charge any fee indicated below for this submission to Deposit Account No. 20-0531.  
☐ Required Fees (copy of this sheet enclosed).  
☒ Additional fee required under 37 CFR 1.16 and 1.17.  
☒ Overpayment Credit.
3. ☒ Applicant claims small entity status.

## FEE CALCULATION

### 1. FILING FEE

Large Entity Fee (\$)	Fee Description	Fee Paid
740	Utility filing fee	740.00
330	Design filing fee	
160	Provisional filing fee	

	Number Filed	Number Extra	Rate	Amount
Total Claims	- 20 =		x \$ 18.00 =	0
Independent Claims	- 3 =		x \$ 84.00 =	0
				\$280.00 =

☐ Multiple Dependent Claim(s), if any

TOTAL: 740.00

SMALL ENTITY DISCOUNT: 370.00

SUBTOTAL (1) (\$) 370.00

### 2. AMENDMENT CLAIM FEES

Claims Remaining After Amend.	Highest No. Previously Paid For	Present Extra	Rate	Fee Paid
Total	-	=	x \$ 18.00 =	
Indep.	-	=	x \$ 84.00 =	
				+ \$280.00 =

☐ First Presentation of Multiple Dep. Claim

TOTAL: (\$)

SMALL ENTITY DISCOUNT: (\$)

SUBTOTAL (2) (\$) 0.00

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Fee (\$)	Small Entity Fee (\$)	Fee Description	Fee Paid
130	65	Surcharge - late filing fee or oath	
50	25	Surcharge - late provisional filing fee or cover sheet	
130	130	Non-English specification	
2,520	2,520	Request for ex parte reexamination	
110	55	Extension for reply within first month	
400	200	Extension for reply within second month	
920	460	Extension for reply within third month	
1440	720	Extension for reply within fourth month	
1960	980	Extension for reply within fifth month	
320	160	Notice of Appeal	
320	160	Filing a brief in support of an appeal	
280	140	Request for oral hearing	
130	130	Petitions to the Commissioner	
180	180	Submission of Information Disclosure Statement	
740	370	Filing a submission after final rejection (37 CFR 1.129(a))	
740	370	For each additional invention to be examined (37 CFR 1.129(b))	
100	100	Certificate of Correction for applicant's error	

Other fee (Specify)

Other fee (Specify)

SUBTOTAL (3) (\$) 0.00

SUBTOTAL (1) 370.00

SUBTOTAL (2) 0.00

SUBTOTAL (3) 0.00

TOTAL (\$) 370

## CORRESPONDENCE ADDRESS

Direct all correspondence to:

Patent Administrator  
 Testa, Hurwitz & Thibault, LLP  
 High Street Tower-125 High Street  
 Boston, MA 02110  
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## SIGNATURE BLOCK

Respectfully submitted,

Date: December 19, 2001  
 Reg. No.: 43,526  
 Tel. No.: (617) 248-7476  
 Fax No.: (617) 248-7100

*Jennifer A. Camacho*  
 Jennifer A. Camacho  
 Attorney for the Applicants  
 Testa, Hurwitz & Thibault, LLP  
 High Street Tower-125 High Street  
 Boston, MA 02110

09/336,609 EXT-073

Testa, Hurwitz & Thibault, LLP

125 High Street  
Boston, MA 02110

**COPY**

Fleet Bank, N.A.  
Boston, Massachusetts 02110

5-39/110

Date:

December 17, 2001

203072

"EXPRESS MAIL" Mailing Label Number **EV 012823707**

Pay: Four hundred sixty and 00/100\*\*\*\*\* \$ \*\*\*\*460.00\*\*\*

PAY  
TO THE  
ORDER OF: Director of U.S. Patent & Trademark Office

Testa, Hurwitz & Thibault, LLP



U.S. PTO

10/024944



12/19/01

SECURITY FEATURES INCLUDED. DETAILS ON BACK.

⑈ 203072⑈ ⑆0110003901512⑈ 38317⑈

Payee: Director of U.S. Patent & Trademark Office  
Vendor ID: DIREUS

Check #: 203072  
Check Date: 12/17/2001

<u>Invoice Num</u>	<u>Invoice Date</u>	<u>Reference</u>	<u>Invoice Amount</u>	<u>Discount Taken</u>	<u>Amount Paid</u>
082192	12/17/2001		460.00	0.00	460.00
Totals:			\$460.00	\$0.00	\$460.00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S):	Boles et al.	BATCH NO.:	Not yet assigned
SERIAL NO.:	Continuation of 09/336,609	GROUP NO.:	Not yet assigned
FILING DATE:	December 19, 2001	EXAMINER:	Not yet assigned
TITLE:	Detection of Non-Viral Organisms With SRP RNA		

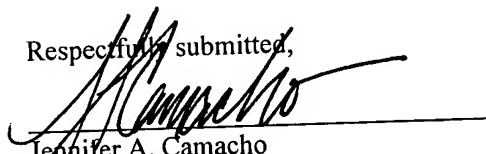
Commissioner for Patents  
Washington, D.C. 20231

TRANSMITTAL OF FORMAL DRAWINGS

Sir:

Attached please find the formal drawings for this application -Number of sheets-7.

Respectfully submitted,



Jennifer A. Camacho  
Attorney for Applicant(s)  
Testa, Hurwitz, & Thibault, LLP  
High Street Tower  
125 High Street  
Boston, Massachusetts 02110

Date: December 19, 2001  
Reg. No.43,526

Tel. No.: (617) 248-7476  
Fax No.: (617) 248-7100

PATENT APPLICATION SERIAL NO. \_\_\_\_\_

U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICE  
FEE RECORD SHEET

Information on this sheet is derived from the fee record.

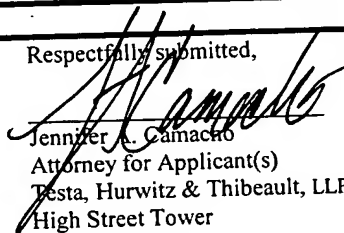
Fee record is maintained by the Patent and Trademark Office.

01/30/2002 HPRASASD 00000003 200531 10024944  
01 FC:203 9.00 CH

01/31/2002 HPRASASD 00000004 200531 10024944  
01 FC:203 9.00 CH

COPY

"EXPRESS MAIL" Mailing Label Number 012823707

PETITION FOR EXTENSION OF TIME UNDER 37 CFR 1.136(a)		Attorney Docket Number EXT-073										
In re Application of: Detection of Non-Viral Organisms with SRP RNA		jc720 U.S. P.S. 10/024944 12/19/01										
Application Serial No.: 09/336,609												
Filed: June 18, 1999												
Group Art Unit: 1655	Examiner: J. Einsmann											
<p>This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a response in the above entitled application.</p> <p>The requested extension and appropriate non-small-entity fee are as follows (check time period desired)</p> <table><tbody><tr><td><input type="checkbox"/> One month (37 CFR 1.17(a)(1))</td><td>\$</td></tr><tr><td><input type="checkbox"/> Two months (37 CFR 1.17(a)(2))</td><td>\$</td></tr><tr><td><input checked="" type="checkbox"/> Three months (37 CFR 1.17(a)(3))</td><td>\$ 920</td></tr><tr><td><input type="checkbox"/> Four months (37 CFR 1.17(a)(4))</td><td>\$</td></tr><tr><td><input type="checkbox"/> Five months (37 CFR 1.17(a)(5))</td><td>\$</td></tr></tbody></table> <p><input checked="" type="checkbox"/> Applicant claims small entity status under 37 CFR 1.27, therefore the fee amount shown above is reduced by one-half, and the resulting fee is: <u>\$460</u>.</p> <p><input checked="" type="checkbox"/> A check in the amount of the fee is enclosed.</p> <p><input type="checkbox"/> The Commissioner is hereby authorized to charge the required fee to Deposit Account No. 20-0531. Enclosed is a duplicate of this sheet.</p> <p><input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 20-0531.</p> <p><input type="checkbox"/> Return receipt postcard enclosed.</p> <p>I am the <input type="checkbox"/> assignee of record of the entire interest. <input type="checkbox"/> applicant. <input checked="" type="checkbox"/> attorney or agent of record. <input type="checkbox"/> attorney or agent under 37 CFR 1.34(a). Registration number if acting under 37 CFR 1.34(a). _____</p>			<input type="checkbox"/> One month (37 CFR 1.17(a)(1))	\$	<input type="checkbox"/> Two months (37 CFR 1.17(a)(2))	\$	<input checked="" type="checkbox"/> Three months (37 CFR 1.17(a)(3))	\$ 920	<input type="checkbox"/> Four months (37 CFR 1.17(a)(4))	\$	<input type="checkbox"/> Five months (37 CFR 1.17(a)(5))	\$
<input type="checkbox"/> One month (37 CFR 1.17(a)(1))	\$											
<input type="checkbox"/> Two months (37 CFR 1.17(a)(2))	\$											
<input checked="" type="checkbox"/> Three months (37 CFR 1.17(a)(3))	\$ 920											
<input type="checkbox"/> Four months (37 CFR 1.17(a)(4))	\$											
<input type="checkbox"/> Five months (37 CFR 1.17(a)(5))	\$											
<b>CORRESPONDENCE ADDRESS</b> Direct all correspondence to: Patent Administrator Testa, Hurwitz & Thibault, LLP High Street Tower 125 High Street Boston, MA 02110 Tel. No.: (617) 248-7000 Fax No.: (617) 248-7100		<b>SIGNATURE BLOCK</b> Respectfully submitted,  Jennifer A. Camacho Attorney for Applicant(s) Testa, Hurwitz & Thibault, LLP High Street Tower 125 High Street Boston, MA 02110										